

1 BILL NO. S-90-01-06

2 SPECIAL ORDINANCE NO. S- 22-90

3 AN ORDINANCE approving the awarding of
4 Reference #1408 by the City of Fort
5 Wayne, Indiana, by and through its
6 Department of Purchasing and BROWN
EQUIPMENT COMPANY, INC. for the Street
Department.

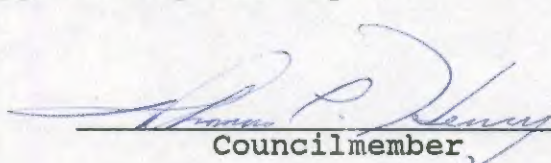
7 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
8 THE CITY OF FORT WAYNE, INDIANA;

9 SECTION 1. That Reference #1408 between the City of
10 Fort Wayne, by and through its Department of Purchasing and
11 BROWN EQUIPMENT COMPANY, INC. for the Street Department,
respectfully for:

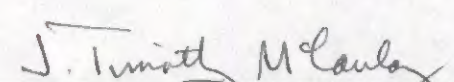
12 the purchase of five (5) new street
13 sweepers for the Street Department;

14 involving a total cost of Three Hundred Thirty-Four Thousand
15 and no/100 Dollars (\$334,000.00), all as more particularly
16 set forth in said Reference #1408 which is on file in the
17 Office of the Department of Purchasing, and is by reference
18 incorporated herein, made a part hereof, and is hereby in
19 all things ratified, confirmed and approved.

20 SECTION 2. That this Ordinance shall be in full force
21 and effect from and after its passage and any and all
22 necessary approval by the Mayor.

23
24 
Councilmember

25 APPROVED AS TO FORM
26 AND LEGALITY

27
28 
29 J. Timothy McCaulay, City Attorney
30
31
32

REFERENCE NO. 1408
STREET SWEEPERS
STREET DEPT

VENDOR	QTY	UNIT COST	TOTAL	DELIVERY	MAKE/MODEL
BEST EQUIPMENT	5	\$63,986.00	\$319,930.00	60 DAYS	ELGIN PELICAN
BROWN EQUIPMENT		\$66,800.00	\$334,000.00	30-60 DAYS	FMC 2V3000 SP
DEEDS EQUIPMENT		\$90,000.00	\$450,000.00	30-60 DAYS	AHL-2
DEEDS ALT.		\$71,300.00	\$356,500.00	60-90 DAYS	ATHEY H10-2A
IND TRUCK		\$97,969.00	\$489,845.00	120 DAYS	TYMCO FHD
IND TRUCK ALT.		\$76,662.00	\$383,310.00	120 DAYS	TYMCO 600

REF. NO.:	1408
DEPT.:	STREET DEPT
DATE:	12/27/89
ITEM/SERV.:	STREET SWEEPERS

PURCHASING INFORMATION

ADVERTISED BID:	YES
DATES ADVERTISED:	11/6/89 & 11/13/89
OPENING DATE:	11/28/89

WRITTEN QUOTE:

DUE DATE:

VERBAL QUOTE:

SINGLE SOURCE:

NO. OF VENDORS NOTIFIED:	25
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NO. OF VENDORS RECEIVING BID:	9
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NO. OF VENDORS RETURNING BID:	4
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NO. OF VENDORS DISQUALIFIED:	0
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NO. OF VENDORS NOT RESPONDING:	21
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DATE SENT TO DEPT FOR RECOMM.:	11/29/89
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DATE RECOMMENDATION REC'D IN PURCH:	12/26/89
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COUNCIL INFORMATION	DATES SENT	EXTENSION DATES
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DATE INFO SENT TO LAW DEPT.:	12/27/89
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INTRODUCTION DATE:	1/9/90
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DISCUSSION DATE:	1/16/90
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PASSAGE DATE:	1/23/90
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ORDINANCE NO.:

AMOUNT APPROVED AND/OR SPENT
LAST YEAR: (IF APPLICABLE)

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 11-28-89 @ 11:00 AM BID REFERENCE # 1408

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR FOUR (4) +/- STREET SWEEPERS
PER SPECIFICATIONS

AND REQUESTED BY CITY OF FT WAYNE STREET DEPT

THIS BID REQUIRES A XXXXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____%
IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Brown Equipment Co., Inc.

STREET ADDRESS 10222 Airport Dr.

CITY Fort Wayne, IN PHONE # 219-747-2312

BY 
REPRESENTATIVE SIGNATURE
Douglas W. Brown, President

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: November 27, 1989

1. Governmental Unit: City of Fort Wayne Street Dept.

2. County: Allen County

3. Bidder (Firm): Brown Equipment Co., Inc.

Address: 10222 Airport Drive

City/State: Fort Wayne, IN 46809

4. Telephone Number: 1-219-747-2312

5. Agent of Bidder (if applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to City of Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

[Signature]
Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

See attached sheets.

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
Allen County) SS:

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Brown Equipment Co., Inc.
Bidder (Firm)

[Signature]
Signature of Bidder or Agent

Subscribed and sworn to before me this 27 day of November, 1989

My Commission Expires: Feb. 11, 1991

County of Residence: Allen

[Signature]
Notary Public

Roger A. Hemund

Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members:

Date: _____

Class or Item	Quantity	Unit	Quality-Description	Unit Price	Amount	
STREET SWEEPERS	+/- 4		<p>New FMC VANGUARD 2V3000 SP Three Wheel Street Sweepers. Dual Gutter Brooms, 5.5 cu. yd. High Dump Hopper, Air Conditioning/ Heater/Cab Pressurizer, Totally Hydrostatic, Front Center Mount Steering with Spring Suspension, Engine Pre-cleaner, Approved ROPS Protection, Rotating Beacon, Diesel Engine, Sun Visors and AM/FM/Cassette Stereo. Meets or exceeds all published specifications. Delivery: Brown Equipment has two units in stock ready for delivery. These units are subject to prior sale. All other units will be delivered within 30-60 days ARO. See Fort Wayne proposal sheet for more information.</p> <div data-bbox="509 1050 1166 1220"> <p>BROWN EQUIPMENT CO., INC. Sales, Leasing, Parts & Service 10222 Airport Drive P.O. Box 9799 Ft. Wayne, IN 46899 (219) 747-2312</p> </div>	\$66,800.00	\$267,200.00	4 uni

PRICE SHEET
STREET SWEEPERS

PLEASE FILL IN THE FOLLOWING INFORMATION ON THE FOUR (4) +/-
STREET SWEEPERS:

A) OUTRIGHT PURCHASE OF SWEEPERS

TOTAL FOR (1): \$ 66,800.00

TOTAL FOR (4): \$ 267,200.00

DELIVERY TIME ARO: Two Sweepers are in stock at BEC. These sweepers are subject to prior sale. 30-60 days on all other sweepers.

FOB: FORT WAYNE

B) FIVE (5) YEAR LEASE PURCHASE PLAN

COST PER SWEEPER QUARTERLY: \$ 3,999.11

COST OF INTEREST QUARTERLY: \$ 659.11

COST OF PRINCIPAL QUARTERLY: \$ 3,340.00

DELIVERY TIME ARO: Same as above.

FOB: FORT WAYNE

NOTE: CITY OF FORT WAYNE IS TAX EXEMPT. AWARDED VENDOR
WILL RECEIVE THIS NUMBER AS INCLUDED ON PURCHASE ORDER.

Lease Factor on 5 year, quarterly payments=0.059867
First payment due at closing.

EXAMPLE IF PURCHASING 5 SWEEPERS:

$\$66,800.00 \times 5 = \$334,000.00$
 $\$334,000.00 \times 0.059867 = \$19,995.57$ Quarterly payment
 $\$19,995.57 \times 4 = \$79,982.28/\text{year}$ on 5 sweepers

BROWN EQUIPMENT CO., INC.

Sales, Leasing, Parts & Service
10222 Airport Drive P.O. Box 9799
Ft. Wayne, IN 46899 (219) 747-2312

CITY OF FORT WAYNE

SPECIFICATIONS FOR FOUR (4) + OR - STREET SWEEPERS

The sweeper to be furnished under this bid shall be a diesel powered, double gutter broom, totally hydrostatic powered drive and brooms, and shall be capable of dumping it's load at a minimum height of 106" above ground in such a manner as to allow dumping into appropriate containers or directly on the ground. The equipment offered shall be manufacture's latest model and shall not have been used as a demonstrator or rental unit.

These specifications are to be considered as minimum. Bidders may offer equipment which exceeds these requirements. However, equipment which fails to meet the minimum requirements may be considered as non responsive to the city's needs. Any additions, deletions or variations to this specification must be stated and described in detail. Bidder must furnish descriptive literature, complete specifications and data on the equipment bid. Bidder must indicate if manufacture training is available for operators and service, repair personnel.

DETAILED MINIMUM SPECIFICATIONS

BIDDERS COMPLIANCE

BIDDER INFORMATION: State the company name, address, telephone number and principal contact person. Brown Equipment Co., Inc. 10222 Airport Rd.

Fort Wayne, IN 46809 219-747-2312

How long has company been in business? 21 years

How long has company represented equipment offered on this bid? 5 years

State suppliers closest parts supply depot? Brown Eq.-Fort Wayne, IN

State make and model of equipment bid. FMC 2V3000 SP High Dump

HOPPER: Since hopper capacity plays an important role in determining productivity and reducing travel time, the larger hopper capacity is desired. Minimum size is 4.5 cu. yd. Bidder shall state the following:

Hopper volumetric capacity 5.5 cu.yd.

Hopper lifting capacity 12,000 lbs.

Hopper dumping height (min. 106") 114" inches

The hopper shall be raised and lowered hydraulically from the cab.

yes

DETAILED MINIMUM SPECIFICATIONS CONTINUEDBIDDERS COMPLIANCE

DIMENSIONS: The sweeper to be purchased shall be compact by design and shall have a high degree of maneuverability to facilitate sweeping in congested areas, around parked vehicles and cul-de-sacs.

Bidder shall state the following:

Height at cab	103" w/o beacon	inches
Weight empty	115" w/beacon	
	14,180	lbs.
Sweeping swath (double gutter broom)	125"	inches
Turning radius	14'	feet

OPERATOR'S COMPARTMENT: Shall be all steel construction with reinforcement, complete with ROPS protection and sealed against water and dust. The cab shall be insulated with sound suppression materials and certified by manufacturer not to exceed 85dBA while sweeping. All hydraulic and noise components shall be routed to minimize noise in the cab. Cab shall be equipped with tinted safety glass in all windows, air conditioner shall be positioned so not to be damaged by overhead or side obstacles, cab pressurizer, fresh air heater, defroster, 2 speed windshield wipers, dual West Coast type mirrors, ash tray, multi-adjustable spring or air suspension seat, sun visors (left and right) and AM/FM Radio.

Visibility is an essential operating characteristic which will be considered in evaluating the equipment being bid.

Bidder shall state the following:

Forward visibility (operator's eyes to ground)	8'	inches
Side visibility (operator's eyes to ground, without the use of mirrors)	4'	rt.side inches
	4'	lf.side inches
Can the operator observe both left and right side brooms without the use of mirrors?	yes	yes
		no

DETAILED MINIMUM SPECIFICATIONS CONTINUEDBIDDERS COMPLIANCE

ENGINE: Motive power shall be supplied by a diesel engine. The diesel engine shall be a current production model. The engine installation shall include a two stage dry type air filter, an air precleaner (TURBO II or equal), full flow oil filter, heavy duty cooling system with overflow reservoir and 35 gallon fuel capacity. Bidder shall state the following:

Engine manufacturer	<u>Detroit Diesel</u>
Engine model	<u>8.2L</u>
Year manufactured	<u>1990</u>
Engine brake horsepower	<u>175 HP</u>
Gross torque	<u>390 @ 1200 RPM</u>

TRACTION DRIVE: Due to the high maintenance requirements and downtime associated with complex mechanical drive systems in street sweepers, a totally hydrostatic drive system is required. If the equipment offered is not totally hydrostatic the bidder shall provide a comprehensive listing of the mechanical parts involved in the drive system. (i.e. split gear case, u-joints, drive shaft, differential, sprocket drive, chain drive, etc.)

Type of hydrostatic system	<u>Hydrostatic</u>
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Listing of mechanical parts and components in addition to the hydrostatic drive (if applicable).

The hydrostatic system shall provide braking assist with release of the accelerator pedal and shall be easily shifted between high range and low range while sweeper is traveling.

BROOM AND ELEVATOR DRIVES: Broom and elevator speeds shall be completely independent of the ground drive speed or direction and shall be of a direct hydraulic drive design. Each broom and the elevator shall be directly driven by a separate hydraulic motor.	<u>yes</u>	<u>yes</u>
		<u>no</u>

DETAILED MINIMUM SPECIFICATIONS CONTINUEDBIDDERS COMPLIANCE

GUTTER BROOMS: Shall be provided on both the left and right sides. Broom pressure shall be adjustable by the operator in the cab with a gauge or indicator showing relative down pressure. The design shall allow the brooms to return to a preset pressure after raising and lowering. In addition the gutter brooms shall be adjustable in the field for gutter tilt without the use of wrenches.

PICK-UP BROOM: Shall be a disposable type. Manufacturer's standard broom is acceptable. Pick-up broom shall be completely hydraulic. The design shall allow the pick-up broom to return to a preset pressure after raising and lowering. The pick-up broom shall be easily adjustable for even wear from side to side to maximize broom life.

yesyesno

ELEVATOR SYSTEM: The elevator shall be of squeegee or conveyor type and shall be reversible to allow for clearing obstructions. The elevator system shall have a hydraulic relief valve to protect it from damage and shall have an audible and visible alarm to notify the operator of stall conditions.

yesyesno

WATER SYSTEM: The water tank shall be made from corrosion proof material polyethylene, stainless steel, etc. and shall have a minimum capacity of 180 gallons. Manufacturer's standard water pump is acceptable.

yesyesno

STEERING: Shall be hydrostatic power. dual steering required on other than front center operating position. Bidder to state front or rear steering.

Front Steering

AXLES: Steering axle to have full axle support on both sides and heavy duty spring suspension. Manufacturer's standard drive axles are acceptable.

yesyesno

DETAILED MINIMUM SPECIFICATION CONTINUEDBIDDERS COMPLIANCE

TIRES: Manufacturer's standard tread.

14 ply minimum

Bidder shall state the following:

Steering tire(s) size and ply

10:00 x 15 14 ply

Drive tires size and ply

10:00 x 20 14 ply

BRAKES: Hydraulic power brakes with an emergency/parking brake.

yes

INSTRUMENTS AND ELECTRICAL: The instruments to be provided in the operator's compartment shall include: speedometer, odometer, fuel gauge, voltmeter, oil pressure gauge, water temperature gauge, automatic engine safety shutdown, transmission temperature gauge, elevator stall alarm and indicator, hourmeter, tachometer, broom down pressure switches and individual gauges. The electrical system shall include: dual maintenance free batteries (@535 CCA), 84 amp alternator, two sealed beam headlights with beam indicator, combination stop and tail lights, two gutter broom spot lights, clearance lights, rear license plate bracket and light, self cancelling turn signals with hazard flashers, back-up lights and reflectors, back-up alarm, cab dome light and horn. No-splice wiring shall be numbered and color coded with water tight connectors that are installed in automotive wiring loom. All circuits are to be protected by proper circuit breakers to protect against the possibility of electrical fires. Bidder shall state any deviations.

MANUALS: Operation and maintenance - 1/sweeper
Parts - 1/sweeper
Engine service - 1/sweeper

MISCELLANEOUS ITEMS: The sweeper shall be equipped with front and rear tow hooks and a tool box suitable for wrenches and special tools required by the operator. A minimum 12 foot hydrant hose with NST couplings. Hydrant wrench shall be provided.

yes yes

no

DETAILED MINIMUM SPECIFICATIONS CONTINUED

BIDDERS COMPLIANCE

WARRANTY: Bidder must state all warranties offered, including any special warranties on such items as engine, pumps, motors, etc.

Please see enclosed warranty statement for standard warranties.

5 year engine warranty available through Detroit Diesel
for approximately \$300.00/engine.

The Ohio Casualty Insurance Company

HAMILTON, OHIO

BID OR PROPOSAL BOND

KNOW ALL MEN BY THESE PRESENTS, That we, Brown Equipment Company, Inc.

(hereinafter called the Principal) as Principal, and THE OHIO CASUALTY INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, with its principal office in the City of Hamilton, Ohio (hereinafter called the Surety) and licensed to do business in the State of Indiana as Surety, are held and firmly bound unto Board of Public Works and Safety, City of Fort Wayne, Indiana.

(hereinafter called the Obligee) in the penal sum of Five (5%) Per cent of amount of bid.

----- Dollars (\$ (5%))
lawful money of the United States, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors, and assigns.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas, the Principal has submitted the accompanying bid, dated Nov. 28th. 19 89, for Street Sweepers.

NOW, THEREFORE, if the Obligee shall make any award according to the terms of said bid and the Principal shall enter into a contract with said Obligee in accordance with the terms of said bid and give bond for the faithful performance thereof within the time specified; or if no time is specified within thirty days after the date of said award; or if the Principal shall, in the case of failure so to do, indemnify the Obligee against any loss the Obligee may suffer directly arising by reason of such failure, not exceeding the penalty of this bond, then this obligation shall be null and void: otherwise to remain in full force and virtue.

Signed, Sealed and Dated this 28th day of Nov. 19 89.

Brown Equipment Company, Inc.

(Principal)

By

Ralph Douglas Brown, Pres.

THE OHIO CASUALTY INSURANCE COMPANY

By

Charles D. Darling

Attorney-in-Fact

CERTIFIED COPY OF POWER OF ATTORNEY
THE OHIO CASUALTY INSURANCE COMPANY

HOME OFFICE, HAMILTON, OHIO

No. 10-575

Know All Men by These Presents: That THE OHIO CASUALTY INSURANCE COMPANY, in pursuance of authority granted by Article VI, Section 7 of the By-Laws of said Company, does hereby nominate, constitute and appoint:

Charles D. Darling - - - - - of Elkhart, Indiana - - - - -
its true and lawful agent and attorney -in-fact, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all BONDS, UNDERTAKINGS, and RECOGNIZANCES, not exceeding in any single instance
ONE HUNDRED THOUSAND - - - - - (\$ 100,000.00 - -) Dollars,
excluding, however, any bond(s) or undertaking(s) guaranteeing the payment of notes and interest thereon

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Hamilton, Ohio, in their own proper persons.

The authority granted hereunder supersedes any previous authority heretofore granted the above named attorney(s)-in-fact.



In WITNESS WHEREOF, the undersigned, Vice-President of the said The Ohio Casualty Insurance Company has hereunto subscribed his name and affixed the Corporate Seal of the said The Ohio Casualty Insurance Company this 20th day of May 19 69.

(Signed) J. Earl Rochester
Vice-President

STATE OF OHIO,
COUNTY OF BUTLER

} SS.

On this 20th day of May A. D. 19 69 before

the subscriber, a Notary Public of the State of Ohio, in and for the County of Butler, duly commissioned and qualified, came J. Earl Rochester, Vice-President of THE OHIO CASUALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn deposed and saith, that he is the officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal at the City of Hamilton, State of Ohio, the day and year first above written.

(Signed) Dorothy Bibee
Notary Public in and for County of Butler, State of Ohio
My Commission expires December 9, 1971.

This power of attorney is granted under and by authority of Article VI, Section 7 of the By-Laws of the Company, adopted by its directors on April 2, 1954, extracts from which read:

"ARTICLE VI"

"Section 7. Appointment of Attorney-in-Fact, etc. The chairman of the board, the president, any vice-president, the secretary or any assistant secretary shall be and is hereby vested with full power and authority to appoint attorneys-in-fact for the purpose of signing the name of the Company as surety to, and to execute, attach the corporate seal, acknowledge and deliver any and all bonds, recognizances, stipulations, undertakings or other instruments of suretyship and policies of insurance to be given in favor of any individual, firm, corporation, or the official representative thereof, or to any county or state, or any official board or boards of county or state, or the United States of America, or to any other political subdivision."

This instrument is signed and sealed by facsimile as authorized by the following Resolution adopted by the directors of the Company on May 27, 1970:

"RESOLVED that the signature of any officer of the Company authorized by Article VI Section 7 of the by-laws to appoint attorneys in fact, the signature of the Secretary or any Assistant Secretary certifying to the correctness of any copy of a power of attorney and the seal of the Company may be affixed by facsimile to any power of attorney or copy thereof issued on behalf of the Company. Such signatures and seal are hereby adopted by the Company as original signatures and seal, to be valid and binding upon the Company with the same force and effect as though manually affixed."

CERTIFICATE

I, the undersigned Assistant Secretary of The Ohio Casualty Insurance Company, do hereby certify that the foregoing power of attorney, Article VI Section 7 of the by-laws of the Company and the above Resolution of its Board of Directors are true and correct copies and are in full force and effect on this date.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Company this 28th. day of Nov. A.D., 19 89



Robert P. Beer
Assistant Secretary

DIGEST SHEET

TITLE OF ORDINANCE: Special

S-90-01-06

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Reference No. 1408 for the purchase of five (5) new street sweepers for the Street Department. The cost reflects the most responsive of four (4) vendors.

EFFECT OF PASSAGE: These are needed to replace the street sweepers currently in use at the Street Department, which are in constant need of repair.

EFFECT OF NON-PASSAGE: The streets of Fort Wayne will not be cleaned or maintained properly and moniew will continually be spent to repair the current worn out equipment.

MONIES INVOLVED: Brown Equip \$334,000.00

PRICE AGREEMENT:

PURCHASE ORDER: Yes

SOURCE OF FUNDING: Street Dept 128-128-1201-4449

PRIOR APPROVAL:
(IF APPLICABLE)

DATE:

BILL NO. S-90-01-06

REPORT OF THE COMMITTEE ON FINANCE

*Committee of the
Whole*

THOMAS C. HENRY, CHAIRMAN
DONALD J. SCHMIDT, VICE CHAIRMAN
BRADBURY, BURNS, GIAQUINTA

Committee of the Whole

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the awarding
of Reference #1408 by the City of Fort Wayne, Indiana, by and
through its Department of Purchasing and BROWN EQUIPMENT
COMPANY, INC. for the Street Department

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC.

7

[Signatures]

DATED: 1-23-90

Sandra E. Kennedy
City Clerk

Read the first time in full and on motion by Henry, seconded by Edwards, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 1-9-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Henry, seconded by Bradbury, and duly adopted, placed on its passage. PASSED ~~Lost~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>7</u>	<u>1</u>	<u>1</u>	
BRADBURY	<u>✓</u>			
BURNS		<u>✓</u>		
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
REDD			<u>✓</u>	
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 1-23-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. J-22-90

on the 23rd day of January, 1990.

Sandra E. Kennedy ATTEST
SANDRA E. KENNEDY, CITY CLERK

SEAL
Charles B. Reed
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of January, 1990, at the hour of 11:00 o'clock A. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 28th day of January, 1990, at the hour of 3:45 o'clock P. M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR